

TO: Nicole McRae COMPANY



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/825,908	04/16/2004	James M. Harris	P-5677

CONFIRMATION NO. 8944

FORMALITIES LETTER



OC000000012984126

26253

DAVID W. HIGHT, VP AND CHIEF IP COUNSEL
 BECTON, DICKINSON AND COMPANY
 1 BECTON DRIVE, MC 110
 FRANKLIN LAKES, NJ 07417-1880

Date Mailed: 06/17/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 CFR 1.822 and/or 1.823, as indicated on the attached copy of the marked-up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$130** for a Large Entity

10825908

10/20/2004 RHEBRIGHT 00000041 021666

130.00 DA

01 FC:1051

JPW

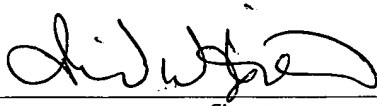
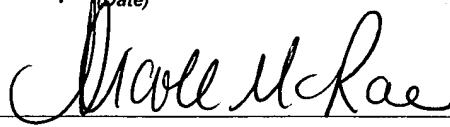
- \$130 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202
PART 1 - ATTORNEY/APPLICANT COPY



Response To Notice To File Missing Parts Of Application Filing Date Granted (PTO-1533) (Large Entity)					Docket No. P-5677	
In Re Application Of: James M. Harris						
Application No. 10/825,908	Filing Date April 16, 2004	Examiner NYA	Customer No. 26253	Group Art Unit 1645	Confirmation No. 8944	
Invention: Neisseria Gonorrhoeae Assay						
<u>TO THE COMMISSIONER FOR PATENTS:</u> <u>Mail Stop Missing Parts</u>						
The fee of \$560.00 is to be paid as follows: <input type="checkbox"/> A check in the amount of the fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 02-1666 <input checked="" type="checkbox"/> If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 02-1666 <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.						
 _____ <i>Signature</i>			Dated: 10/15/04			
David W. Hight Attorney for Applicants Reg. No.: 30,265 Becton, Dickinson and Company 1 Becton Drive Franklin Lakes, New Jersey 07417			<div style="border: 1px solid black; padding: 5px;"><p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on <u>10/15/04</u> (Date)</p><p> <i>Signature of Person Mailing Correspondence</i></p><p>Nicole M. McRae <i>Typed or Printed Name of Person Mailing Correspondence</i></p></div>			
cc:						

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533)(Large Entity)**

Docket No.
P-5677

In Re Application Of: James M. Harris

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/825,908	April 16, 2004	NYA	26253	1645	8944

Invention: Neisseria Gonorrhoeae Assay

Mail Stop Missing Parts

COMMISSIONER FOR PATENTS:

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on
June 17, 2004
Date

Enclosed herewith for filing are the following:

- ☒ A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). **(REQUIRED)**
- ☒ An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- ☒ A properly signed oath or declaration in compliance with 37 CFR 1.63.
- ☐ An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- ☐ A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- ☐ Other (list):

10/20/2004 RMEBRAHT 00000041 021666 10825908
02 FC:1252 430.00 DA

Response To Notice To File Missing Parts Of Application Filing Date Granted (PTO-1533)(Large Entity)	Docket No. P-5677
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Docket No.
P-5677

In Re Application Of: **James M. Harris**

Application No. 10/825,908	Filing Date April 16, 2004	Examiner NYA	Customer No. 26253	Group Art Unit 1645	Confirmation No. 8944
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Invention: Neisseria Gonorrhoeae Assay

TO THE COMMISSIONER FOR PATENTS:
Mail Stop Missing Parts

☒ Completion of application fees as calculated below:

☐ Utility application filing fee _____☐ Design application filing fee _____

☐ Total number of independent claims = _____

☐ Total number of claims = _____

☐ Multiple dependent claims

<input checked="" type="checkbox"/> Surcharge for late payment of filing fee and/or late filing of original declaration or oath	<u>\$130.00</u>
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☐ Petition and fee for filing by other than all the inventors or a person not the inventor _____

☐ Fee for processing an application filed with a non-English language specification _____
☐ Fee for processing and retention of application _____

<input type="checkbox"/> Fee for processing and retention of application		
Total completion of application fees		\$130.00

Total completion of application 1999		210000
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This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

☐ One month ☒ Two months ☐ Three months ☐ Four months ☐ Five months

from: August 17, 2004 until: October 17, 2004
Date Date

Total time extension fees	<u>\$430.00</u>
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	Total fees due	<u>\$560.00</u>
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